

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF DELAWARE

NOVO NORDISK A/S,)
)
Plaintiff,)
)
v.) Civ. No. 05-645-SLR
)
SANOFI-AVENTIS, AVENTIS)
PHARMACEUTICALS INC., AVENTIS)
PHARMA DEUTSCHLAND GMBH, and)
AVENTIS PHARMA AG,)
)
Defendants.)

O R D E R

At Wilmington this 10th day of September, 2007, having reviewed plaintiff's motion to voluntarily dismiss, filed in connection with plaintiff's covenant not to sue; and consistent with the covenant not to sue (D.I. 152, ex. A) and the litigation as observed by the court;

IT IS ORDERED that plaintiff's motion to voluntarily dismiss (D.I. 152) is granted as follows:

1. Plaintiff's claims asserted against defendants in the complaint are dismissed with prejudice.
2. Defendants' counterclaims against the plaintiff are dismissed without prejudice.
3. Each party shall bear its own costs.



United States District Judge